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Date: 05/03/2010

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

MICHAEL L. GOUGH

APPLICATION No.: 09/400,708

FILED: SEPTEMBER 21, 1999

FOR: METHOD AND ARTICLE OF MANUFACTURE  
FOR AN AUTOMATICALLY EXECUTED  
APPLICATION PROGRAM ASSOCIATED WITH  
AN ELECTRONIC MESSAGE

EXAMINER: THONG H. VU

ART UNIT: 2465

CONF. No: 3709

ATTORNEY DOCKET No.:

NEO1P018.US01

**Information Disclosure Statement**  
**Submitted under 37 C.F.R. 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Timing of Submission

This information disclosure is being filed within two months of the filing date of an RCE and within the two month suspension requested under 37 C.F.R. § 1.103(c). The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

2. Cited Information

☒ Copies of the following references are enclosed:

- ☐ All cited references
- ☒ References marked by asterisks
- ☐ The following:

- ☒ The following references are not in English. For each such reference, the undersigned has enclosed: (i) a translation of the reference; (ii) a copy of a communication from a foreign patent office or International Searching Authority citing the reference; (iii) a copy of a reference which appears to be an English-language counterpart; or (iv) an English-language abstract for the reference prepared by a third party. Applicant has not verified that the translation, English-language counterpart or third-party abstract is an accurate representation of the teachings of the non-English reference, though, and reserves the right to demonstrate otherwise.

- ☐ All cited references  
☒ References marked by a "T"  
☐ The following:

3. Effect of Information Disclosure Statement (37 C.F.R. § 1.97(h))

This Information Disclosure Statement is not to be construed as a representation that: (i) a search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the cited information is, or is considered to be, material to patentability. In addition, applicant does not admit that any enclosed item of information constitutes prior art to the subject invention and specifically reserves the right to demonstrate that any such reference is not prior art.

4. Fee Payment

No fees are believed due. However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-3539.

Respectfully submitted,

Date: 05/03/10



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